IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 5458 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE H.K.RATHOD

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

NARENDRA SWAROOPCHANDRA JAIN

Versus

CS UPADHYAY OR SUCCESSOR

Appearance:

1. Special Civil Application No. 5458 of 1999

Mr. UB Jani for MR BG JANI for Petitioner No. 1

Ms. Archana Raval AGP for Respondent No. 1-2

RULE SERVED BY DS for Respondent No. 1

CORAM : MR.JUSTICE H.K.RATHOD

Date of decision: 11/08/2003

ORAL JUDGEMENT

Heard learned advocate Mr. Jani for the

petitioner and Ms. Raval, learned AGP for the respondents. Today, when this matter was taken up for hearing, it was pointed out by the learned advocate Mr. Jani on behalf of the petitioner that by order dated 17th November, 2000, the petitioner has been given promotion on notional basis and the petitioner has telephonically instructed the advocate for withdrawal of the present petition and in view of such telephonic instructions and the order dated 17th November, 2000, the petitioner may be permitted to withdraw this petition. He has placed on record copy of the order dated 17.11.2000 which is ordered to be taken on the record of this petition.

Considering the request made by the learned advocate for the petitioner, leave to withdraw this petition is granted. This petition is disposed of as withdrawn. Rule is discharged. Interim relief, if any, shall stand vacated with no order as to costs.

11.8.2003. (H.K. Rathod,J.)

Vyas